



Atty. Dkt. No. 017198-0117

AF ZW
[Signature]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David M. KINDER et al.
Title: COOLING MEDIA PACK
Appl. No.: 10/656,230
Filing Date: 09/08/2003
Examiner: Charles S. Bushey
Art Unit: 1724

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated March 11, 2005, finally rejecting Claims 1-4, 7-15, 17-24 and 26-28.

☒ Applicant claims small entity status.

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

☒ Notice of Appeal Fee

☒ To be paid as detailed below

☐ Not required (Fee paid in prior appeal)

09/13/2005 SZEWDIE1 00000006 10656230

01 FC:2401
02 FC:2253

250.00 OP
510.00 OP

The required fees are calculated below:

<input checked="" type="checkbox"/>	Notice of Appeal Fee	\$500.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:	\$1,020.00
<input type="checkbox"/>	Extension:	\$0.00
	FEE TOTAL:	\$1,520.00
<input checked="" type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):	\$760.00
	TOTAL FEE:	\$760.00

☐ Please charge Deposit Account No. 19-0741 in the amount of \$760.00. A duplicate copy of this transmittal is enclosed.

☒ A check in the amount of \$760.00 is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

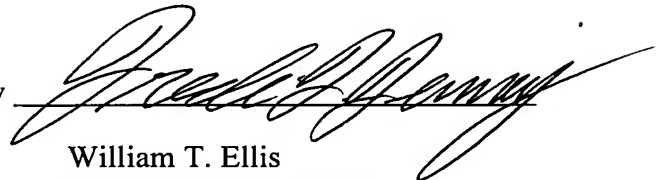
Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date September 12, 2005

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5300
Facsimile: (202) 672-5399

By



William T. Ellis
Registration No. 26,874

Frederic T. Tenney
Registration No. 47,131

Attorneys for Applicant